IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

WP(C).No. 19742 of 2005(A)

AGAINST THE ORDER DATED 06/04/2005 IN IA.NO.569/2005 IN OS.91/2005 of MUNSIFF COURT, HOSDRUG

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PETITIONER:

VITTAPPA HEDGE, AGED 69 YEARS,
S/O.GOPALAKRISHNAN, RESIDING AT KAVVAYI,
HOSDURG VILLAGE & TALUK.

BY ADV. SRI.K.RAJEEVAN
SRI.VETRADY ROSHAN THOMAS

RESPONDENTS:

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1. P.NARAYANI, D/O.PODUVAL,
RESIDING AT KAVVAYI, HOSDURG.

2. KUNHIMANIKKAM, D/O.PODUVAL,
RESIDING AT KAVVAYI, HOSDURG.

3. KOMAN NAIR, S/O.LATE KUNHAMBU NAIR,
RESIDING AT KAVVAYI, HOSDRUG.

4. VENUGOPALAN NAIR, S/O.KOMAN NAIR,
RESIDING AT KAVVAYI, HOSDRUG.

5. THE KANHANGAD MUNICIPALITY,
REP. BY ITS SECRETARY, HOSDURG.

BY ADV. SRI.K.K.CHANDRAN PILLAI
SRI.R.V.SATHYAPRIYAN NAIR
SRI.T.K.VIPINDAS

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO.19742/2005

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1

PIUS C. KURIAKOSE, J.

W.P.(C) NO. 19742 of 2005

Dated this the 7th day of June 2007

JUDGMENT

Ext.P3 interim order passed by the learned District Judge in I.A. 219/2005 in CMA 11/2005 refusing to grant the injunction which was declined by the trial court also is under challenge in this proceedings under Article 227. It is submitted by the learned counsel for the respondents that the CMA 11/2005 which had been preferred by the petitioner against Ext.P2 interim order (the CMA in which Ext.P3 interim order was passed) is already disposed of.

Under these circumstances, I do not find any warrant for granting relief to the petitioner in this proceedings under Article 227. The writ petition will stand dismissed.

PIUS C. KURIAKOSE,
JUDGE.

dpk